

1  
2 BILL NO. S-89-01-07  
3 (as amended)

4  
5 SPECIAL ORDINANCE NO. S- 34-89

6 AN ORDINANCE of the Common Council of  
7 the City of Fort Wayne, Indiana amending  
8 Chapter 17, Article IX. of the Municipal  
9 Code of the City of Fort Wayne, Indiana  
10 entitled "Buses, Trucks and other Heavy  
11 Vehicles".

12 WHEREAS, Article IX. of Chapter 17 of the Fort Wayne  
13 Municipal Code is in need of revision.

14 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
15 THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. That Article IX. of Chapter 17 is hereby  
17 repealed and replaced with a new Article IX. of Chapter 17  
18 of the Municipal Code of the City of Fort Wayne, Indiana  
19 entitled "Buses, Trucks and other Heavy Vehicles" which  
20 includes the following language:

21 ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

22 DIVISION 1. BUSES

23 Sec. 17-77. Intercity buses - Routes.

24 Any intercity common carrier of passengers, duly  
25 authorized to operate upon the streets of this city, shall  
26 operate its vehicles and maintain and provide service only  
27 upon the routes as numbered and described in Schedule 15,  
28 maintained on file in the office of the Traffic Engineer.

29 Sec. 17-78. Same - Loading zones.

30 No intercity common carrier or passenger vehicle shall  
31 stop, stand or park within the business district of this  
32 city, except at the loading zones described in Schedule 16,  
33 maintained on file in the office of the Traffic Engineer.

34 Sec. 17-79. Other city buses - Routes.

35 Any common carrier or passengers, other than intercity,  
36 duly authorized to operate upon the streets of this city  
37 shall operate its vehicles only on the routes prescribed in  
38 the franchise agreement between this city and such carrier.

39 Sec. 17-80. Same - Loading zones.

40 Every common carrier or passenger vehicles, other than  
41 intercity, shall stop for the purpose of loading or  
42 unloading passengers within this city only at either (1)  
43 loading zone from time to time duly determined, designated  
44 and signed by the Board of Public Safety, or

45 (2) In the absence of such a duly determined,  
46 designated and signed loading zone, in any block at such  
47 place in the block as the operator of such vehicle shall  
48 determine from time to time to be in the safety and  
49 convenience of the passengers.

Please note:

Please see attached  
amendment to  
Ordinance passed  
April 11, 1989 -

1                   Sec. 17-81. Restrictions on loading and unloading buses.

2                   No common or contract carrier or passenger vehicles  
3                   shall load or unload any passengers until such vehicle is  
4                   parallel to the curb and not more than one foot distant  
5                   therefrom, except when prevented from so doing by an  
6                   obstruction or other condition beyond its control. If there  
7                   is no curb, all loading and unloading shall be done in such  
8                   a manner as to cause no obstruction to the regular flow of  
9                   traffic.

10                  DIVISION 2. TRUCKS

11                  Sec. 17-82. Definitions.

12                  For the purpose of this ordinance, the following terms,  
13                  phrases words and their derivations shall have the meaning  
14                  given herein. When inconsistent with the context, words  
15                  used in the present tense include the future, words in the  
16                  plural number include the singular number, and words in the  
17                  singular number include the plural number. The word "shall"  
18                  is always mandatory and not merely directory.

19                  (a) "City" is the City of Fort Wayne.

20                  (b) "County" is Allen County, Indiana.

21                  (c) "Deviating Truck" is a truck which leaves and  
22                  departs from a truck route while travelling inside the  
23                  City.

24                  (d) "Person" is any person, firm, partnership,  
25                  association, corporation, company or organization of  
26                  any kind.

27                  (e) "Truck" is any vehicle designed or operated for  
28                  the transportation of property, and which is licensed  
29                  to carry a combined body and load weight exceeding  
30                  30,000 pounds.

31                  (f) "Truck Route" is a way over certain streets, as  
32                  designated herein, over and along which trucks coming  
33                  into and going out of the City must operate.

34                  (g) "Residential Area" is a combination of contiguous  
35                  city blocks having the majority of land use patterns  
36                  whose primary use can be seen as residential in nature  
37                  as described in the Zoning Map maintained on file in  
38                  the office of the Traffic Engineer.

39                  Sec. 17-83. Application of Regulation.

40                  All trucks within the City shall be operated only over  
41                  and along the truck routes herein established and on the  
42                  other designated streets over which truck travel is  
43                  permitted, and shall be driven over the shortest practical  
44                  route upon such routes and designated streets.

45                  (1) Exceptions. This Ordinance shall not Prohibit:

46                   (a) The deviation of a truck from a designated  
47                   truck route as provided for in section 17-85 of  
48                   this Ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:

1           1). has an origination point not on a  
2           designated truck route, and

3           2). proceeds from its place of origination  
4           along the most direct path to a designated  
5           truck route in accordance with the terms of  
6           this ordinance.

7           (c) Emergency vehicles. The operation of  
8           emergency vehicles upon any street in the City.

9           (d) Public Utilities. The operation of trucks  
10          owned or operated by the City, public utilities,  
11          any contractor or material supplier, while engaged  
12          in the repair, maintenance or construction of  
13          streets, street improvements, or public utilities  
14          within the City.

15          (e) Detoured trucks. The operation of trucks  
16          upon any officially established detour in any case  
17          where such truck could lawfully be operated upon  
18          the street for which such detour is established,  
19          whether by reason or an emergency, said detour is  
20          temporary, permanent or established.

21          (f) Farm vehicles. The operation of farm  
22          vehicles when loaded with farm crops having a  
23          point of origin within the County or a point of  
24          destination within the County upon truck routes  
25          and designated City Truck Routes. For purposes of  
26          this ordinance, any truck hauling farm crops is a  
27          farm vehicle loaded with farm crops.

28          (2) Truck traffic in residential areas prohibited  
29          during certain hours. Trucks shall not be operated in  
30          or through a residential area between the hours of 10  
31          o'clock p.m. and 6 o'clock a.m., excepting designated  
32          Thru Truck Routes (State Truck Routes), and as  
33          described in Section 17-83 (1) Exceptions (a), (b),  
34          (c), (d), (e), and (f).

35          Sec. 17-84. Truck Routes established.

36          (a) Thru Truck Routes (State Truck Routes).

37          (1) There are hereby established within the City the  
38          following Thru Truck Routes (State Truck Routes): (as  
39          defined below)

40          STATE ROUTES - THRU TRUCK ROUTES

41          I-69 from west city limits to north city limits

42          U.S. 27 - Southbound

43          Lima Road from I-69 to Coliseum Boulevard  
44          Northrop Street from Coliseum Boulevard to Clinton Street  
45          Clinton Street from Northrop Street to Lafayette Street  
46          Lafayette Street from Clinton Street to south city limits

47          U. S. 27 - Northbound

48          Lafayette Street from south city limits to Spy Run Avenue  
49          Spy Run Avenue from Lafayette Street to Clinton Street  
50          Clinton Street from Spy Run Avenue to Northrop Street  
51          Northrop Street from Clinton Street to Coliseum Boulevard  
52          Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

1 Goshen Road from I-69 to Coliseum Boulevard  
2 Coliseum Boulevard from Goshen Road to Northrop Street  
3 Northrop Street from Coliseum Boulevard to Clinton Street  
Clinton Street from Northrop Street to Lafayette Street  
Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

5 Lafayette Street from south city limits to Spy Run Avenue  
6 Spy Run Avenue from Lafayette Street to Clinton Avenue  
7 Clinton Street from Spy Run Avenue to Northrop Street  
Northrop Street from Clinton Street to Coliseum Boulevard  
Coliseum Boulevard from Northrop Street to Goshen Road  
Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

9 Goshen Road from I-69 to Coliseum Boulevard  
10 Coliseum Boulevard from Goshen Road to Washington Boulevard  
11 Washington Boulevard from Coliseum Boulevard to east city  
limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

13 Washington Boulevard from east city limits to Coliseum  
Boulevard  
14 Coliseum Boulevard from Washington Boulevard to Goshen Road  
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

16 I-69 from north city limits to Lima Road  
17 Lima Road from I-69 to Coliseum Boulevard  
18 Northrop Street from Coliseum Boulevard to Clinton Street  
Clinton Street from Northrop Street to Lafayette Street  
Lafayette Street from Clinton Street to Paulding Road  
19 Paulding Road from Lafayette Street to Baer Field Thruway  
Baer Field Thruway from Paulding Road to Bluffton Road  
20 Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

22 Bluffton Road from south city limits to Baer Field Thruway  
Baer Field Thruway from Bluffton Road to Paulding Road  
23 Paulding Road from Baer Field Thruway to Lafayette Street  
Lafayette Street from Paulding Road to Spy Run Avenue  
24 Spy Run Avenue from Lafayette Street to Clinton Street  
Clinton Street from Spy Run Avenue to Northrop Street  
25 Northrop Street from Clinton Street to Coliseum Boulevard  
Lima Road from Coliseum Boulevard to I-69  
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

28 Lima Road from north city limits to I-69

S.R. 3 - Northbound

30 I-69 from Lima Road to north city limits

S.R. 37 - Northbound

32 Crescent Avenue from Coliseum Boulevard to Stellhorn Road  
Stellhorn Road from Crescent Avenue to east city limits

1                   S.R. 37 - Southbound

2                   Stellhorn Road from east city limits to Crescent Avenue  
3                   Crescent Avenue from Stellhorn Road to Coliseum Boulevard

4                   (2) Outside Origin; Outside Destination (Thru Trucks).  
5                   All trucks entering the City from a point of origin outside  
6                   the County for destination points outside the County (Thru  
7                   Trucks) shall operate only over the designated Thru Truck  
8                   Routes (State Truck Routes).

9                   (b) Designated streets for truck use.

10                  (1) In addition to those streets in the City  
11                  constituting a part of a Thru Truck Route (State Truck  
12                  Route) as established in section (a) herein, the following  
13                  are designated City Truck Routes:

14                  CITY STREETS - CITY TRUCK ROUTES

15                  North - South Streets

16                  South Anthony Boulevard from Washington Boulevard to Pontiac  
17                  Street

18                  South Anthony Boulevard from U.S. 27 to Paulding Road

19                  Ardmore Avenue from Lower Huntington Road to Taylor Street

20                  Baer Road from Baer Field Thruway to Lower Huntington Road

21                  Bluffton Road from south city limits to Brooklyn Avenue

22                  Broadway from Taylor Street to Main Street

23                  Brooklyn Avenue from Bluffton Road to Taylor

24                  Catalpa Street from Taylor Street to Jefferson Boulevard

25                  Clinton Street from Northrop Street to north city limits

26                  Coldwater Road from Clinton Street to north city limits

27                  Coliseum Boulevard from Pontiac Street to Washington  
28                  Boulevard

29                  Crescent Avenue from East State Boulevard to Coliseum  
30                  Boulevard

31                  Ewing Street from Jefferson Boulevard to Superior Street

32                  Fairfield Avenue from West Jefferson Boulevard to Superior  
33                  Street

34                  Freeman Street from Nuttman Avenue to West Jefferson  
35                  Boulevard

36                  Goshen Road from Sherman Street to Coliseum Boulevard

37                  Hobson Road from East State Boulevard to Stellhorn Road

38                  Industrial Road from Coliseum Boulevard to Washington Center  
39                  Road

40                  Leesburg Road from Main Street to Spring Street

41                  Leesburg Road from Bass Road to Hillegas Road

42                  Lindenwood Avenue from Jefferson Boulevard to Spring Street

43                  Sherman Street from St. Mary's River to Goshen Road

44                  VanBuren Street from Main Street to St. Mary's River

45                  Wells Street from Superior Street to Fernhill Avenue

46                  East - West Streets

47                  Baer Field Thruway from Bluffton Road to Baer Road

48                  Covington Road from Jefferson Boulevard to Ardmore Avenue

49                  Dalman Road from Baer Road to west city limits

50                  Engle Road from Bluffton Road to west city limits

51                  Fernhill Avenue from Wells Street to Northrop Street

52                  Illinois Road from west city limits to Jefferson Boulevard

53                  Jefferson Boulevard from west city limits to Maumee Avenue

54                  Lower Huntington Road from Tillman to west city limits

55                  Main Street from Jefferson Boulevard to Lafayette Street

56                  Maumee Avenue from Jefferson Boulevard to Washington Blvd.

57                  New Haven Avenue from Wayne Trace to Coliseum Boulevard

58                  Nuttman Avenue from Ardmore to Freeman

1 Paulding Road from Lafayette Street to east city limits  
2 Pontiac Street from Clinton Street to Coliseum Boulevard  
3 Spring Street from Lindenwood Avenue to Leesburg Road  
4 East State Boulevard from east city limits to Clinton Street  
5 West State Boulevard from west city limits to Wells Street  
6 St. Joe Center Road from Washington Center Road to east city  
7 limits  
8 Superior Street from Sherman Street to Lafayette Street  
9 Taylor Street from Jefferson Boulevard to Broadway  
10 Tillman Road from Lower Huntington Road to east city limits  
11 Washington Boulevard from east city limits to Jefferson  
12 Boulevard  
13 Washington Center Road from west city limits to St. Joe  
14 Center Road  
15 Wayne Trace from Anthony Boulevard to Hessen Cassel Road

16 (2) All trucks operating within the City other than  
17 over Thru Truck Routes (State Truck Routes) shall only  
18 operate on the designated streets for truck use (City Truck  
19 Routes) established in this section.

20 Sec. 17-85. Truck traffic in the City.

21 (1) Trucks originating outside the County.

22 (a) One inside destination point. All trucks  
23 entering the County for a destination point in the City  
24 shall proceed only over an established Thru Truck Route  
25 (State Truck Route) and shall deviate from said Thru  
26 Truck Route only at the intersection with the City  
27 Truck Route which shall allow a truck to travel in the  
28 most direct path along such City Truck Route(s) which  
29 are consistent with the direction of the truck's  
30 destination. Said truck shall deviate from the City  
31 Truck Route at the nearest point to its destination.  
32 Upon leaving the destination point, a deviating truck  
shall return to a City Truck Route by the most direct  
route, and then proceed to return to a Thru Truck Route  
(State Truck Route) by using the City Truck Route(s)  
which are consistent with the truck's next destination.

(b) Multiple inside destination points. All  
trucks entering the City for multiple destination  
points shall proceed only over established Thru Truck  
Routes (State Truck Routes) and shall deviate from said  
Thru Truck Route only at the intersection with the City  
Truck Route which shall allow a truck to travel in the  
most direct path along such City Truck Route(s) which  
are consistent with the direction of the truck's  
destination; and shall proceed upon said City Truck  
Route in the most direct path to its first point of  
destination. Said truck shall deviate from the City  
Truck Route at the nearest point to its destination.  
Upon leaving the first destination point a deviating  
truck shall proceed to other destination points by  
using the nearest City Truck Route which allows said  
deviating truck to proceed in the direction of its next  
destination point. Upon leaving the last destination  
point, a deviating truck shall return to a City Truck  
Route by the most direct route, and then proceed to  
return to a Thru Truck Route (State Truck Route) at its  
nearest intersection to the City Truck Route upon which  
it is operating so as to proceed upon such City Truck  
Route and Thru Truck Route over the shortest possible  
route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle.

**DIVISION 3. HEAVY VEHICLES**

Sec. 17-88. Overweight and Oversized Vehicles.

No other streets other than those designated by permit shall be used by overweight trucks and oversized vehicles without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

### Sec. 17-89. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct.

#### **DIVISION 4. ENFORCEMENT AND PENALTIES**

Sec. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weigh-in. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route to proceed to any public or private scale available for the purpose of weighing said vehicle and determining compliance with this Ordinance.

Sec. 17-91. PENALTIES.

Every person convicted of a violation of this Article shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court costs.

## DIVISION 5. REVIEW AND SEVERABILITY

Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the proper City governmental authority upon completion of each leg of the new Fort Wayne Bypass and that Tillman Road, from Lafayette to the east city limits, will be reviewed on February 14, 1991, as City Truck Route.

Sec. 17-93. SEVERABILITY.

If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provision or terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

## COUNCILMEMBER

APPROVED AS TO FORM  
AND LEGALITY.

Stanley A. Levine  
Attorney for Common Council

BILL NO. S-89-02-14 (as amended) (as amended) (as amended)

SPECIAL ORDINANCE NO. S- 67-89

A SPECIAL ORDINANCE OF THE COMMON  
COUNCIL OF THE CITY OF FORT WAYNE,  
INDIANA AMENDING ORDINANCE S-89-01-07,  
OTHERWISE KNOWN AS THE TRUCK  
ROUTE ORDINANCE

WHEREAS, certain City Truck Routes are in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA THAT SPECIAL ORDINANCE S-89-01-07  
IS HEREBY AMENDED AS FOLLOWS:

SECTION 1. That the following is hereby added to the schedule of City Truck Routes:

10 Bass Road from Lindenwood Avenue to Leesburg Road

11 Moeller Road from Wayne Trace to the east city limits

12 SECTION 2. That the following street is hereby  
removed as a City Truck Route:

13 Hessen Cassel Road from Tillman Road to the south city limits

14 Paulding Road from Lafayette to east city limits

• SECTION 3. Sec. 17-83. Application of Regulations -  
• (1) Exceptions:

That the following is hereby added to read:

(g) Tillman Road

(2) Truck traffic in residential areas prohibited during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock p.m. and 6 o'clock a.m., excepting designated Thru Truck Routes (State Truck Routes), and as described in Section 17-83 (1). Exceptions (a), (b), (c), (d), (e), (f), and (g).

SECTION 4. That this Ordinance shall be in full force and effect from and upon its passage and any and all necessary approval by the Mayor and legal publication thereof.

Janet G. Bradbury  
Councilmember

Read the first time in full and on motion by Bradbury,  
seconded by Sullivan, and duly adopted, read the second time by  
title and referred to the Committee on Regulation (and the  
City Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Conference Room 128, City-County Building,  
Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_, day  
of \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATED: 1-10-89

Sandra F. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long,  
seconded by Henry, and duly adopted, placed on its  
passage. PASSED ~~test~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>2</u>		
<u>BRADBURY</u>		<u>✓</u>		
<u>BURNS</u>	<u>✓</u>			
<u>GiaQUINTA</u>	<u>✓</u>			
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>STIER</u>		<u>✓</u>		
<u>TALARICO</u>	<u>✓</u>			

DATED: 2-14-89

Sandra F. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-34-89  
on the 14<sup>th</sup> day of February, 1989.

Sandra F. Kennedy ATTEST  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
Charles S. Reed  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 16<sup>th</sup> day of February, 1989,  
at the hour of 2:30 o'clock P.M., E.S.T.

Sandra F. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24<sup>th</sup> day of February,  
1989, at the hour of 3:10 o'clock P.M., E.S.T.

PAUL HELMKE, MAYOR

1  
2 BILL NO. S-89-01-07

3 SPECIAL ORDINANCE NO. S-

4 AN ORDINANCE of the Common Council of  
5 the City of Fort Wayne, Indiana amending  
6 Chapter 17, Article IX. of the Municipal  
7 Code of the City of Fort Wayne, Indiana  
8 entitled "Buses, Trucks and other Heavy  
9 Vehicles".

10 WHEREAS, Article IX. of Chapter 17 of the Fort Wayne  
11 Municipal Code is in need of revision.

12 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
13 THE CITY OF FORT WAYNE, INDIANA:

14 SECTION 1. That Article IX. of Chapter 17 is hereby  
15 repealed and replaced with a new Article IX. of Chapter 17  
16 of the Municipal Code of the City of Fort Wayne, Indiana  
17 entitled "Buses, Trucks and other Heavy Vehicles" which  
18 includes the following language:

19 ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

20 DIVISION 1. BUSES

21 Sec. 17-77. Intercity buses - Routes.

22 Any intercity common carrier of passengers, duly  
23 authorized to operate upon the streets of this city, shall  
24 operate its vehicles and maintain and provide service only  
25 upon the routes as numbered and described in Schedule 15,  
26 maintained on file in the office of the Traffic Engineer.

27 Sec. 17-78. Same - Loading zones.

28 No intercity common carrier or passenger vehicle shall  
29 stop, stand or park within the business district of this  
30 city, except at the loading zones described in Schedule 16,  
31 maintained on file in the office of the Traffic Engineer.

32 Sec. 17-79. Other city buses - Routes.

33 Any common carrier or passengers, other than intercity,  
34 duly authorized to operate upon the streets of this city  
35 shall operate its vehicles only on the routes prescribed in  
36 the franchise agreement between this city and such carrier.

37 Sec. 17-80. Same - Loading zones.

38 Every common carrier or passenger vehicles, other than  
39 intercity, shall stop for the purpose of loading or  
40 unloading passengers within this city only at either (1)  
41 loading zone from time to time duly determined, designated  
42 and signed by the Board of Public Safety, or

43 (2) In the absence of such a duly determined,  
44 designated and signed loading zone, in any block at such  
45 place in the block as the operator of such vehicle shall  
46 determine from time to time to be in the safety and  
47 convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

DIVISION 2. TRUCKS

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.

All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not Prohibit:

(a) The deviation of a truck from a designated truck route providing the truck:

- 1). has a destination point in Allen County, and
- 2). remains on the designated truck route until it reaches the intersection nearest its destination point.

(b) The deviation of a truck from a designated truck route providing the truck:

1           1). has an origination point not on a  
2           designated truck route, and

3           2). proceeds from its place of origination  
4           along the most direct path to a designated  
truck route.

5           (c) Emergency vehicles. The operation of  
6           emergency vehicles upon any street in the City.

7           (d) Public Utilities. The operation of trucks  
8           owned or operated by the City, public utilities,  
9           any contractor or material supplier, while engaged  
         in the repair, maintenance or construction of  
         streets, street improvements, or public utilities  
         within the City.

10          (e) Detoured trucks. The operation of trucks  
11         upon any officially established detour in any case  
12         where such truck could lawfully be operated upon  
         the street for which such detour is established,  
         whether by reason or an emergency, said detour is  
         temporary, permanent or established.

13          (f) Farm vehicles. The operation of farm  
14         vehicles when loaded with farm crops having a  
15         point of origin within the County or a point of  
16         destination within the County upon truck routes  
         and designated City Truck Routes. For purposes of  
         this ordinance, any truck hauling farm crops is a  
         farm vehicle loaded with farm crops.

17          (2) Truck traffic in residential areas prohibited  
18         during certain hours. Trucks shall not be operated in  
19         or through a residential area between the hours of 10  
         o'clock p.m. and 6 o'clock a.m., excepting designated  
         state highway routes, and as described in Section 17-83  
         (1) Exceptions (a), (b), (c), (d), (e), and (f).

21          Sec. 17-84. Truck Routes established.

22          (a) Thru Truck Routes (State Truck Routes).

23           (1) There are hereby established within the City the  
         following Thru Truck Routes (State Truck Routes): (as  
         defined below)

24          STATE ROUTES - THRU TRUCK ROUTES

25          I-69 from west city limits to north city limits

26          U.S. 27 - Southbound

27           Lima Road from I-69 to Coliseum Boulevard  
28           Northrop Street from Coliseum Boulevard to Clinton Street  
29           Clinton Street from Northrop Street to Lafayette Street  
         Lafayette Street from Clinton Street to south city limits

30          U. S. 27 - Northbound

31           Lafayette Street from south city limits to Spy Run Avenue  
32           Spy Run Avenue from Lafayette Street to Clinton Street  
         Clinton Street from Spy Run Avenue to Northrop Street  
         Northrop Street from Clinton Street to Coliseum Boulevard  
         Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

1 Goshen Road from I-69 to Coliseum Boulevard  
2 Coliseum Boulevard from Goshen Road to Northrop Street  
3 Northrop Street from Coliseum Boulevard to Clinton Street  
Clinton Street from Northrop Street to Lafayette Street  
Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

5 Lafayette Street from south city limits to Spy Run Avenue  
6 Spy Run Avenue from Lafayette Street to Clinton Avenue  
7 Clinton Street from Spy Run Avenue to Northrop Street  
Northrop Street from Clinton Street to Coliseum Boulevard  
Coliseum Boulevard from Northrop Street to Goshen Road  
Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

10 Goshen Road from I-69 to Coliseum Boulevard  
Coliseum Boulevard from Goshen Road to Washington Boulevard  
Washington Boulevard from Coliseum Boulevard to east city  
limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

13 Washington Boulevard from east city limits to Coliseum  
Boulevard  
14 Coliseum Boulevard from Washington Boulevard to Goshen Road  
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

17 I-69 from north city limits to Lima Road  
Lima Road from I-69 to Coliseum Boulevard  
Northrop Street from Coliseum Boulevard to Clinton Street  
Clinton Street from Northrop Street to Lafayette Street  
Lafayette Street from Clinton Street to Paulding Road  
Paulding Road from Lafayette Street to Baer Field Thruway  
Baer Field Thruway from Paulding Road to Bluffton Road  
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

22 Bluffton Road from south city limits to Baer Field Thruway  
Baer Field Thruway from Bluffton Road to Paulding Road  
Paulding Road from Baer Field Thruway to Lafayette Street  
Lafayette Street from Paulding Road to Spy Run Avenue  
Spy Run Avenue from Lafayette Street to Clinton Street  
Clinton Street from Spy Run Avenue to Northrop Street  
Northrop Street from Clinton Street to Coliseum Boulevard  
Lima Road from Coliseum Boulevard to I-69  
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

28 Lima Road from north city limits to I-69

S.R. 3 - Northbound

30 I-69 from Lima Road to north city limits

S.R. 37 - Northbound

32 Crescent Avenue from Coliseum Boulevard to Stellhorn Road  
Stellhorn Road from Crescent Avenue to east city limits

1           S.R. 37 - Southbound

2           Stellhorn Road from east city limits to Crescent Avenue  
3           Crescent Avenue from Stellhorn Road to Coliseum Boulevard

4           (2) Outside Origin; Outside Destination (Thru Trucks).  
5           All trucks entering the City from a point of origin outside  
6           the County for destination points outside the County (Thru  
7           Trucks) shall operate only over the designated Thru Truck  
8           Routes (State Truck Routes).

9           (b) Designated streets for truck use.

10          (1) In addition to those streets in the City  
11          constituting a part of a Thru Truck Route (State Truck  
12          Route) as established in section (a) herein, the following  
13          are designated City Truck Routes:

14          CITY STREETS - CITY TRUCK ROUTES

15          North - South Streets

16          South Anthony Boulevard from Washington Boulevard to Pontiac  
17          Street  
18          South Anthony Boulevard from U.S. 27 to Paulding Road  
19          Ardmore Avenue from Lower Huntington Road to Taylor Street  
20          Baer Road from Baer Field Thruway to Lower Huntington Road  
21          Bluffton Road from south city limits to Brooklyn Avenue  
22          Broadway from Creighton Avenue to Main Street  
23          Brooklyn Avenue from Bluffton Road to Taylor  
24          Catalpa Street from Taylor Street to Jefferson Boulevard  
25          Clinton Street from Northrop Street to Coliseum Boulevard  
26          Coldwater Road from Clinton Street to I-69  
27          Coliseum Boulevard from Pontiac Street to Washington  
28          Boulevard  
29          Crescent Avenue from East State Boulevard to Coliseum  
30          Boulevard  
31          Ewing Street from Baker Street to Superior Street  
32          Fairfield Avenue from Pontiac Street to Superior Street  
33          Freeman Street from Nuttman Avenue to Taylor Street  
34          Goshen Road from Sherman Street to Coliseum Boulevard  
35          Hobson Road from East State Boulevard to Stellhorn Road  
36          Industrial Road from Coliseum Boulevard to Washington Center  
37          Road  
38          Leesburg Road from Main Street to Spring Street  
39          Leesburg Road from Bass Road to Hillegas Road  
40          Lindenwood Avenue from Jefferson Boulevard to Spring Street  
41          Sherman Street from St. Mary's River to Goshen Road  
42          Tyler Avenue from Spring Street to West State Boulevard  
43          VanBuren Street from Main Street to St. Mary's River  
44          Wells Street from Superior Street to Fernhill Avenue

45          East - West Streets

46          Baer Field Thruway from Bluffton Road to Baer Road  
47          Baker Street from Fairfield Avenue to Ewing Street  
48          Covington Road from Jefferson Boulevard to Ardmore Avenue  
49          Creighton Avenue from Broadway to Lafayette Street  
50          Dalman Road from Baer Road to west city limits  
51          Engle Road from Bluffton Road to west city limits  
52          Fernhill Avenue from Wells Street to Northrop Street  
53          Illinois Road from west city limits to Jefferson Boulevard  
54          Jefferson Boulevard from west city limits to Maumee Avenue  
55          Lower Huntington Road from Tillman to west city limits  
56          Main Street from Jefferson Boulevard to Lafayette Street  
57          Maumee Avenue from Jefferson Boulevard to Washington Blvd.  
58          New Haven Avenue from Wayne Trace to Coliseum Boulevard

1           North Clinton from Coliseum to north city limits  
2           Nuttman Avenue from Ardmore to Freeman  
3           Paulding Road from Lafayette Street to S. Anthony Boulevard  
4           Pontiac Street from Fairfield to Coliseum Boulevard  
5           Spring Street from west city limits to Wells Street  
6           East State Boulevard from east city limits to Clinton Street  
7           West State Boulevard from west city limits to Wells Street  
8           St. Joe Center Road from Washington Center Road to east city  
9           limits  
10          Superior Street from Sherman Street to Lafayette Street  
11          Taylor Street from Jefferson Boulevard to Broadway  
12          Tillman Road from Lower Huntington Road to east city limits  
13          Washington Boulevard from east city limits to Jefferson  
14          Boulevard  
15          Washington Center Road from west city limits to St. Joe  
16          Center Road  
17          Wayne Trace from Anthony Boulevard to Hessen Cassel Road

18           (2) All trucks operating within the City other than  
19          over Thru Truck Routes (State Truck Routes) shall only  
20          operate on the designated streets for truck use (City Truck  
21          Routes) established in this section.

22          Sec. 17-85. Truck traffic in the City.

23          (1) Trucks originating outside the County.

24           (a) One inside destination point. All trucks  
25          entering the County for a destination point in the City  
26          shall proceed only over an established Thru Truck Route  
27          (State Truck Route) and shall deviate only at the  
28          intersection with the City Truck Route nearest to the  
29          destination point and shall proceed upon said City  
30          Truck Route in the most direct path to its point of  
31          destination. Said truck shall deviate from the City  
32          Truck Route at its nearest point to its destination.  
Upon leaving the destination point, a deviating truck  
shall return to a City Truck Route by the most direct  
route, and then proceed to return to a Thru Truck Route  
(State Truck Route) at its nearest intersection to the  
City Truck Route upon which it is operating.

33           (b) Multiple inside destination points. All  
34          trucks entering the City for multiple destination  
35          points shall proceed only over established Thru Truck  
36          Routes (State Truck Routes) and shall deviate only at  
37          the intersection with the City Truck Route nearest to  
38          the first destination point; and shall proceed upon  
39          said City Truck Route in the most direct path to its  
40          first point of destination. Said truck shall deviate  
41          from the City Truck Route at the nearest point to its  
42          destination. Upon leaving the first destination point  
43          a deviating truck shall proceed to other destination  
44          points by the nearest City Truck Route and shall  
45          proceed upon said City Truck Route in the most direct  
46          path to its next destination point. Upon leaving the  
47          last destination point, a deviating truck shall return  
48          to a City Truck Route by the most direct route, and  
49          then proceed to return to a Thru Truck Route (State  
50          Truck Route) at its nearest intersection to the City  
51          Truck Route upon which it is operating so as to proceed  
52          upon such City Truck Route and Thru Truck Route over  
the shortest possible route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle.

### **DIVISION 3. HEAVY VEHICLES**

Sec. 17-88. Overweight and Oversized Vehicles.

No other streets other than those designated by permit shall be used by overweight trucks and oversized vehicles without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

### Sec. 17-89. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct.

#### DIVISION 4. ENFORCEMENT AND PENALTIES

Sec. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weigh-in. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route to proceed to any public or private scale available for the purpose of weighing said vehicle and determining compliance with this Ordinance.

Sec. 17-91. PENALTIES.

Every person convicted of a violation of this Article shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court cost.

## DIVISION 5. REVIEW AND SEVERABILITY

Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the proper City governmental authority upon completion of each leg of the new Fort Wayne Bypass.

**Sec. 17-93. SEVERABILITY.**

If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provision or terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

**APPROVED AS TO FORM  
AND LEGALITY.**

Stanley A. Levine  
Attorney for Common Council

BILL NO. S-89-01-07 (as amended)

REPORT OF THE COMMITTEE ON PUBLIC RELATIONS

WE, YOUR COMMITTEE ON PUBLIC RELATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (RESOLUTION) XXXXXX of the Common  
Council of the City of Fort Wayne, Indiana amending Chapter 17  
Article IX. of the Municipal Code of the City of Fort Wayne,  
Indiana entitled "Buses, Trucks and other Heavy Vehicles"

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (RESOLUTION)

YES

NO

JAMES S. STIER  
CHAIRMAN

SAMUEL J. TALARICO  
VICE CHAIRMAN  
CHARLES B. REDD

DAVID C. LONG

MARK E. GIAQUINTA

PAUL M. BURNS

DONALD J. SCHMIDT

THOMAS C. HENRY

JANET G. BRADBURY

CONCURRED IN 2-14-89.

SANDRA E. KENNEDY  
CITY CLERK

MEMORANDUM

DATE: February 8, 1989

TO: Sandy Kennedy, City Clerk

FROM: Kate Love-Jacobson, Research Assistant to City Council

RE: Amendments to Truck Route made 2/7/89

*Hall*

Dear Sandy,

The following amendments were moved and passed for the Truck Route Ordinance (S-89-01-07) at the council meeting last night:

MARK GIAQUINTA:

- 1). Eliminate Fairfield from Jefferson to Pontiac, as a City Truck Route.
- 2). Eliminate Pontiac from Fairfield to Clinton, as a City Truck Route.
- 3). Eliminate Ewing from Jefferson to Baker, as a City Truck Route.

DAVID LONG:

- 1). Reinstate Paulding Road, from S. Anthony Boulevard to the east city limits, as a City Truck Route.

Natka and I have talked about this, and since she will be gone next Tuesday night, I will have these amendments along with the other ones next week ready for her on Wednesday.

Please let me know if you have any questions on this. I hope all went well in Indianapolis.

c. c. file

*/Natka Eshcoff*



## THE CITY OF FORT WAYNE

March 2, 1989

Ms. Cynthia Wilkins  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Wilkins:

Please give the attached full coverage on the dates of March 6 and March 13, 1989, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. S-89-01-07  
(as amended)  
Special Ordinance No. S-34-89  
"Buses, Trucks and other Heavy  
Vehicles"

Please send 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 14th day of  
February, 1989, the Common Council of the City  
of Fort Wayne, Indiana, in a Regular Session did pass  
the following Bill No. S-89-01-07 (as amended) Special  
Ordinance No. S-34-89 to-wit:

2 BILL NO. S-89-01-07  
(as amended)

3 SPECIAL ORDINANCE NO. S-34-89

4 AN ORDINANCE of the Common Council of  
5 the City of Fort Wayne, Indiana amending  
6 Chapter 17, Article IX. of the Municipal  
Code of the City of Fort Wayne, Indiana  
7 entitled "Buses, Trucks and other Heavy  
Vehicles".

8 WHEREAS, Article IX. of Chapter 17 of the Fort Wayne  
9 Municipal Code is in need of revision.

10 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

11 SECTION 1. That Article IX. of Chapter 17 is hereby  
12 repealed and replaced with a new Article IX. of Chapter 17  
of the Municipal Code of the City of Fort Wayne, Indiana  
13 entitled "Buses, Trucks and other Heavy Vehicles" which  
includes the following language:

14 ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT

15 DIVISION 1. BUSES

16 Sec. 17-77. Intercity buses - Routes.

17 Any intercity common carrier of passengers, duly  
18 authorized to operate upon the streets of this city, shall  
19 operate its vehicles and maintain and provide service only  
upon the routes as numbered and described in Schedule 15,  
maintained on file in the office of the Traffic Engineer.

20 Sec. 17-78. Same - Loading zones.

21 No intercity common carrier or passenger vehicle shall  
22 stop, stand or park within the business district of this  
23 city, except at the loading zones described in Schedule 16,  
maintained on file in the office of the Traffic Engineer.

24 Sec. 17-79. Other city buses - Routes.

25 Any common carrier or passengers, other than intercity,  
26 duly authorized to operate upon the streets of this city  
shall operate its vehicles only on the routes prescribed in  
the franchise agreement between this city and such carrier.

27 Sec. 17-80. Same - Loading zones.

28 Every common carrier or passenger vehicles, other than  
29 intercity, shall stop for the purpose of loading or  
30 unloading passengers within this city only at either (1)  
loading zone from time to time duly determined, designated  
and signed by the Board of Public Safety, or

31 (2) In the absence of such a duly determined,  
32 designated and signed loading zone, in any block at such  
place in the block as the operator of such vehicle shall  
determine from time to time to be in the safety and  
convenience of the passengers.

1           Sec. 17-81. Restrictions on loading and unloading buses.

2           No common or contract carrier or passenger vehicles  
3           shall load or unload any passengers until such vehicle is  
4           parallel to the curb and not more than one foot distant  
5           therefrom, except when prevented from so doing by an  
6           obstruction or other condition beyond its control. If there  
7           is no curb, all loading and unloading shall be done in such  
8           a manner as to cause no obstruction to the regular flow of  
9           traffic.  
10

11           

DIVISION 2. TRUCKS

12           Sec. 17-82. Definitions.

13           For the purpose of this ordinance, the following terms,  
14           phrases words and their derivations shall have the meaning  
15           given herein. When inconsistent with the context, words  
16           used in the present tense include the future, words in the  
17           plural number include the singular number, and words in the  
18           singular number include the plural number. The word "shall"  
19           is always mandatory and not merely directory.

20           (a) "City" is the City of Fort Wayne.

21           (b) "County" is Allen County, Indiana.

22           (c) "Deviating Truck" is a truck which leaves and  
23           departs from a truck route while travelling inside the  
24           city.

25           (d) "Person" is any person, firm, partnership,  
26           association, corporation, company or organization of  
27           any kind.

28           (e) "Truck" is any vehicle designed or operated for  
29           the transportation of property, and which is licensed  
30           to carry a combined body and load weight exceeding  
31           30,000 pounds.

32           (f) "Truck Route" is a way over certain streets, as  
33           designated herein, over and along which trucks coming  
34           into and going out of the City must operate.

35           (g) "Residential Area" is a combination of contiguous  
36           city blocks having the majority of land use patterns  
37           whose primary use can be seen as residential in nature  
38           as described in the Zoning Map maintained on file in  
39           the office of the Traffic Engineer.

40           Sec. 17-83. Application of Regulation.

41           All trucks within the City shall be operated only over  
42           and along the truck routes herein established and on the  
43           other designated streets over which truck travel is  
44           permitted, and shall be driven over the shortest practical  
45           route upon such routes and designated streets.

46           (1) Exceptions. This Ordinance shall not Prohibit:

47           (a) The deviation of a truck from a designated  
48           truck route as provided for in section 17-85 of  
49           this Ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:

1           1). has an origination point not on a  
2           designated truck route, and

3           2). proceeds from its place of origination  
4           along the most direct path to a designated  
5           truck route in accordance with the terms of  
this ordinance.

6           (c) Emergency vehicles. The operation of  
7           emergency vehicles upon any street in the City.

8           (d) Public Utilities. The operation of trucks  
9           owned or operated by the City, public utilities,  
any contractor or material supplier, while engaged  
in the repair, maintenance or construction of  
streets, street improvements, or public utilities  
within the City.

10          (e) Detoured trucks. The operation of trucks  
11         upon any officially established detour in any case  
12         where such truck could lawfully be operated upon  
the street for which such detour is established,  
whether by reason or an emergency, said detour is  
13         temporary, permanent or established.

14          (f) Farm vehicles. The operation of farm  
15         vehicles when loaded with farm crops having a  
point of origin within the County or a point of  
destination within the County upon truck routes  
and designated City Truck Routes. For purposes of  
this ordinance, any truck hauling farm crops is a  
17         farm vehicle loaded with farm crops.

18          (2) Truck traffic in residential areas prohibited  
19         during certain hours. Trucks shall not be operated in  
or through a residential area between the hours of 10  
o'clock p.m. and 6 o'clock a.m., excepting designated  
20         Thru Truck Routes (State Truck Routes), and as  
described in Section 17-83 (1) Exceptions (a), (b),  
(c), (d), (e), and (f).

22          Sec. 17-84. Truck Routes established.

23          (a) Thru Truck Routes (State Truck Routes).

24          (1) There are hereby established within the City the  
following Thru Truck Routes (State Truck Routes): (as  
defined below)

25          STATE ROUTES - THRU TRUCK ROUTES

26          I-69 from west city limits to north city limits

27          U.S. 27 - Southbound

28          Lima Road from I-69 to Coliseum Boulevard

29          Northrop Street from Coliseum Boulevard to Clinton Street

30          Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

31          U. S. 27 - Northbound

32          Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

- 1 Goshen Road from I-69 to Coliseum Boulevard
- 2 Coliseum Boulevard from Goshen Road to Northrop Street
- 3 Northrop Street from Coliseum Boulevard to Clinton Street
- 4 Clinton Street from Northrop Street to Lafayette Street
- 5 Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

- 5 Lafayette Street from south city limits to Spy Run Avenue
- 6 Spy Run Avenue from Lafayette Street to Clinton Avenue
- 7 Clinton Street from Spy Run Avenue to Northrop Street
- 8 Northrop Street from Clinton Street to Coliseum Boulevard
- 9 Coliseum Boulevard from Northrop Street to Goshen Road
- 10 Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

- 10 Goshen Road from I-69 to Coliseum Boulevard
- 11 Coliseum Boulevard from Goshen Road to Washington Boulevard
- 12 Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

- 13 Washington Boulevard from east city limits to Coliseum Boulevard
- 14 Coliseum Boulevard from Washington Boulevard to Goshen Road
- 15 Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

- 16 I-69 from north city limits to Lima Road
- 17 Lima Road from I-69 to Coliseum Boulevard
- 18 Northrop Street from Coliseum Boulevard to Clinton Street
- 19 Clinton Street from Northrop Street to Lafayette Street
- 20 Lafayette Street from Clinton Street to Paulding Road
- 21 Paulding Road from Lafayette Street to Baer Field Thruway
- 22 Baer Field Thruway from Paulding Road to Bluffton Road
- 23 Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

- 22 Bluffton Road from south city limits to Baer Field Thruway
- 23 Baer Field Thruway from Bluffton Road to Paulding Road
- 24 Paulding Road from Baer Field Thruway to Lafayette Street
- 25 Lafayette Street from Paulding Road to Spy Run Avenue
- 26 Spy Run Avenue from Lafayette Street to Clinton Street
- 27 Clinton Street from Spy Run Avenue to Northrop Street
- 28 Northrop Street from Clinton Street to Coliseum Boulevard
- 29 Lima Road from Coliseum Boulevard to I-69
- 30 I-69 from Lima Road to north city limits

S.R. 3 - Southbound

- 28 Lima Road from north city limits to I-69

S.R. 3 - Northbound

- 30 I-69 from Lima Road to north city limits

S.R. 37 - Northbound

- 32 Crescent Avenue from Coliseum Boulevard to Stellhorn Road
- Stellhorn Road from Crescent Avenue to east city limits

1                   S.R. 37 - Southbound

2                   Stellhorn Road from east city limits to Crescent Avenue  
3                   Crescent Avenue from Stellhorn Road to Coliseum Boulevard

4                   (2) Outside Origin; Outside Destination (Thru Trucks).  
5                   All trucks entering the City from a point of origin outside  
6                   the County for destination points outside the County (Thru  
7                   Trucks) shall operate only over the designated Thru Truck  
8                   Routes (State Truck Routes).

9                   (b) Designated streets for truck use.

10                  (1) In addition to those streets in the City  
11                  constituting a part of a Thru Truck Route (State Truck  
12                  Route) as established in section (a) herein, the following  
13                  are designated City Truck Routes:

14                  CITY STREETS - CITY TRUCK ROUTES

15                  North - South Streets

16                  South Anthony Boulevard from Washington Boulevard to Pontiac  
17                  Street  
18                  South Anthony Boulevard from U.S. 27 to Paulding Road  
19                  Ardmore Avenue from Lower Huntington Road to Taylor Street  
20                  Baer Road from Baer Field Thruway to Lower Huntington Road  
21                  Bluffton Road from south city limits to Brooklyn Avenue  
22                  Broadway from Taylor Street to Main Street  
23                  Brooklyn Avenue from Bluffton Road to Taylor  
24                  Catalpa Street from Taylor Street to Jefferson Boulevard  
25                  Clinton Street from Northrop Street to north city limits  
26                  Coldwater Road from Clinton Street to north city limits  
27                  Coliseum Boulevard from Pontiac Street to Washington  
28                  Boulevard  
29                  Crescent Avenue from East State Boulevard to Coliseum  
30                  Boulevard  
31                  Ewing Street from Jefferson Boulevard to Superior Street  
32                  Fairfield Avenue from West Jefferson Boulevard to Superior  
                        Street  
                        Freeman Street from Nuttman Avenue to West Jefferson  
                        Boulevard  
                        Goshen Road from Sherman Street to Coliseum Boulevard  
                        Hobson Road from East State Boulevard to Stellhorn Road  
                        Industrial Road from Coliseum Boulevard to Washington Center  
                        Road  
                        Leesburg Road from Main Street to Spring Street  
                        Leesburg Road from Bass Road to Hillegas Road  
                        Lindenwood Avenue from Jefferson Boulevard to Spring Street  
                        Sherman Street from St. Mary's River to Goshen Road  
                        VanBuren Street from Main Street to St. Mary's River  
                        Wells Street from Superior Street to Fernhill Avenue

33                  East - West Streets

34                  Baer Field Thruway from Bluffton Road to Baer Road  
35                  Covington Road from Jefferson Boulevard to Ardmore Avenue  
36                  Dalman Road from Baer Road to west city limits  
37                  Engle Road from Bluffton Road to west city limits  
38                  Fernhill Avenue from Wells Street to Northrop Street  
39                  Illinois Road from west city limits to Jefferson Boulevard  
40                  Jefferson Boulevard from west city limits to Maumee Avenue  
41                  Lower Huntington Road from Tillman to west city limits  
42                  Main Street from Jefferson Boulevard to Lafayette Street  
43                  Maumee Avenue from Jefferson Boulevard to Washington Blvd.  
44                  New Haven Avenue from Wayne Trace to Coliseum Boulevard  
45                  Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits  
Pontiac Street from Clinton Street to Coliseum Boulevard  
Spring Street from Lindenwood Avenue to Leesburg Road  
East State Boulevard from east city limits to Clinton Street  
West State Boulevard from west city limits to Wells Street  
St. Joe Center Road from Washington Center Road to east city  
limits  
Superior Street from Sherman Street to Lafayette Street  
Taylor Street from Jefferson Boulevard to Broadway  
Tillman Road from Lower Huntington Road to east city limits  
Washington Boulevard from east city limits to Jefferson  
Boulevard  
Washington Center Road from west city limits to St. Joe  
Center Road  
Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over the shortest possible route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle.

### DIVISION 3. HEAVY VEHICLES

Sec. 17-88. Overweight and Oversized Vehicles.

No other streets other than those designated by permit shall be used by overweight trucks and oversized vehicles without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

Sec. 17-89. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

1                     (b) When signs are erected pursuant to this section in  
2                     a conspicuous place at the end of the structure, indicating  
3                     the gross weight allowed on any such bridge, causeway, or  
4                     viaduct, no vehicle shall be moved over such bridge,  
5                     causeway, or viaduct when the gross weight of such vehicle  
6                     is greater than that allowed on such bridge, causeway or  
7                     viaduct.

8                     DIVISION 4. ENFORCEMENT AND PENALTIES

9                     Sec. 17-90. Enforcement.

10                     (a) Traffic Engineer. The Traffic Engineer shall keep  
11                     and maintain accurate maps setting out truck routes;  
12                     the maps shall be kept on file in the office of the  
13                     traffic engineer and shall be available to the public.

14                     (b) Weigh-in. The Chief of Police shall have the  
15                     authority to require any person driving or in control  
16                     of any commercial vehicle not proceeding over a truck  
17                     route to proceed to any public or private scale  
18                     available for the purpose of weighing said vehicle and  
19                     determining compliance with this Ordinance.

20                     Sec. 17-91. PENALTIES.

21                     Every person convicted of a violation of this Article  
22                     shall be punished by a fine of two hundred fifty dollars  
23                     (\$250.00) plus court costs.

24                     DIVISION 5. REVIEW AND SEVERABILITY

25                     Section 17-92. REVIEW OF ARTICLE IX.

26                     Article IX shall be completely reviewed by the proper  
27                     City governmental authority upon completion of each leg of  
28                     the new Fort Wayne Bypass and that Tillman Road, from  
29                     Lafayette to the east city limits, will be reviewed on  
30                     February 14, 1991, as City Truck Route.

31                     Sec. 17-93. SEVERABILITY.

32                     If any provision or term of this chapter, or any  
33                     application thereof, is held invalid, the invalidity shall  
34                     not affect other applications of the provision or terms of  
35                     this chapter which reasonably can be given effect without  
36                     the invalid provision or term for the application thereof.

37                     SECTION 2. That this Ordinance shall be in full force  
38                     and effect from its passage and any and all necessary  
39                     approval by the Mayor, and its legal publication thereof.

40                     *Janet G. Bradbury*

41                     COUNCILMEMBER

42                     Janet G. Bradbury

43                     Read the third time in full and on motion by Long, seconded  
44                     by Henry, and duly adopted, placed on its passage. PASSED by the  
45                     following vote:

46                     AYES: Seven  
47                     Burns, GiaQuinta, Henry, Long, Redd, Schmidt,  
48                     Talarico

49                     NAYS: Two  
50                     Bradbury, Stier

51                     ABSENT: None

52                     ABSTAINED: None

53                     DATED: 2-14-89

54                     Sandra E. Kennedy  
55                     City Clerk

56                     Passed and adopted by the Common Council of the City of Fort  
57                     Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th  
58                     day of February, 1989.

59                     ATTEST

60                     SEAL

61                     Sandra E. Kennedy  
62                     City Clerk

63                     Charles B. Redd  
64                     Presiding Officer

65                     Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
66                     on the 16th day of February, 1989, at the hour of 2:30 o'clock  
67                     P.M., E.S.T.

68                     Sandra E. Kennedy  
69                     City Clerk

70                     Approved and signed by me this 24th day of February, 1989, at  
71                     the hour of 3:10 o'clock P.M., E.S.T.

72                     Paul Helmke  
73                     Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify

that the above and foregoing is a full and true copy.

27 SECTION 2. That this Ordinance shall be in full force  
28 and effect from its passage and any and all necessary  
29 approval by the Mayor, and its legal publication thereof.

*Janet G. Bradbury*  
COUNCILMEMBER  
Janet G. Bradbury

30

Read the third time in full and on motion by Long, seconded  
by Henry, and duly adopted, placed on its passage. PASSED by the  
following vote:

AYES: Seven

Burns, GiaQuinta, Henry, Long, Redd, Schmidt,  
Talarico

NAYS: Two

Bradbury, Stier

ABSENT: None

ABSTAINED: None

DATED: 2-14-89

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th  
day of February, 1989.

ATTEST

SEAL

Sandra E. Kennedy  
City Clerk

Charles B. Redd  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 16th day of February, 1989, at the hour of 2:30 o'clock  
P.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 24th day of February, 1989, at  
the hour of 3:10 o'clock P.M., E.S.T.

Paul Helmke  
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify  
that the above and foregoing is a full, true and complete copy of

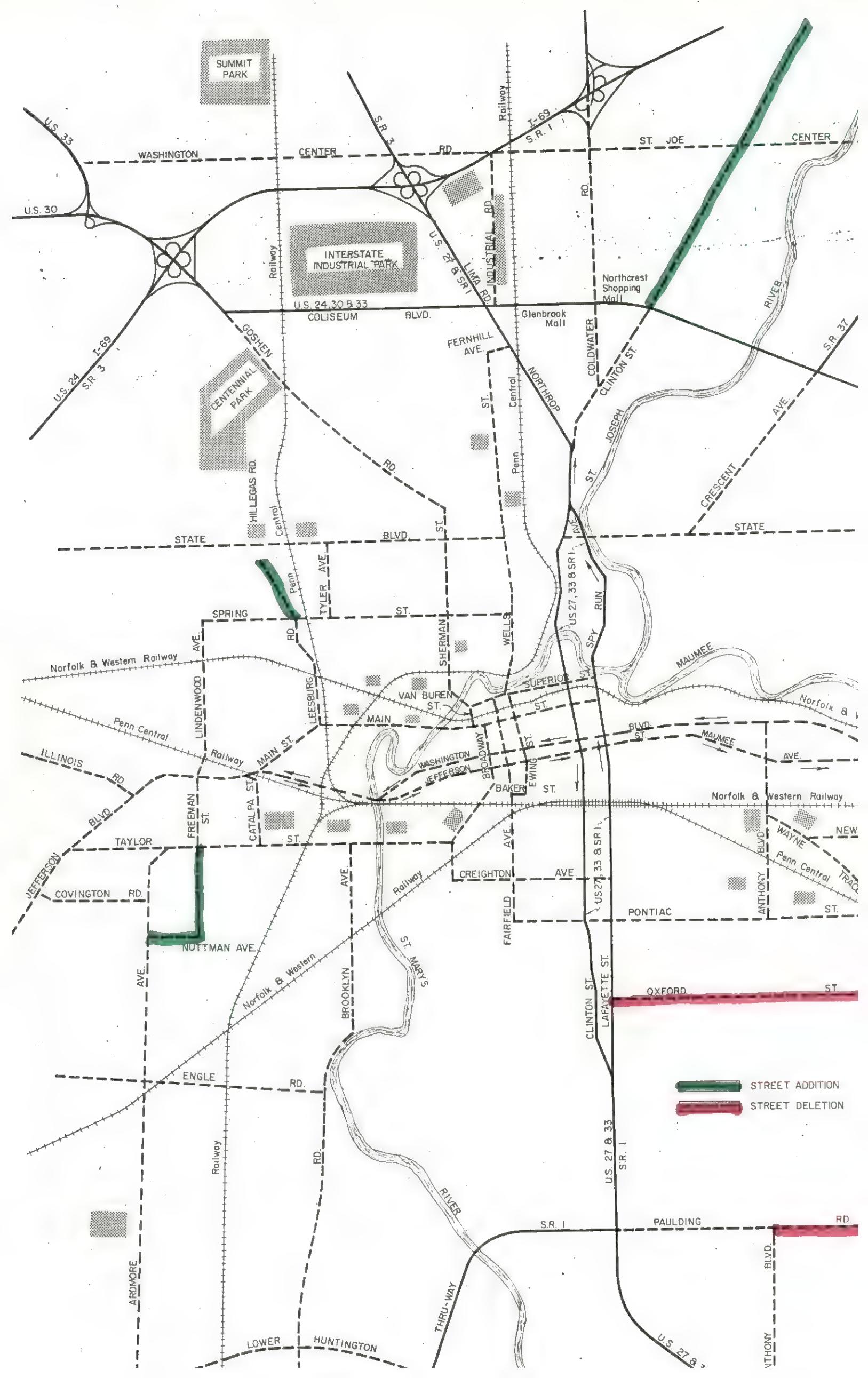
Special Ordinance No. S-34-89,

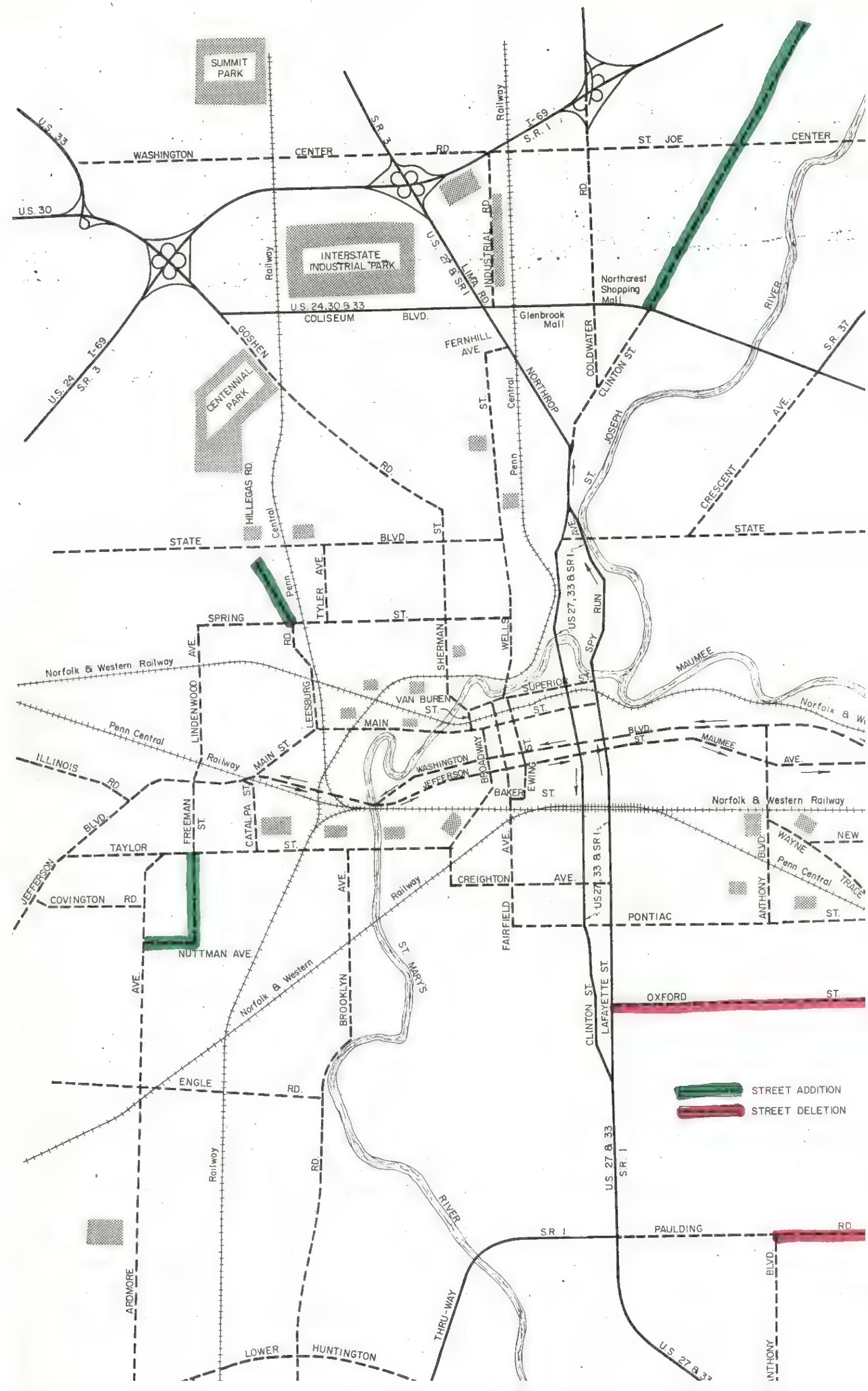
passed by the Common Council on the 14th day of  
February, 1989, and that said Ordinance was  
duly signed and approved by the Mayor on the 24th day of  
February, 1989, and now remains on file and  
on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne,  
Indiana, this 24th day of February, 1989.

SEAL

SANDRA E. KENNEDY, CITY CLERK





Fort Wayne Common Council  
(Governmental Unit)

To: The Journal-Gazette

Dr.

Allen County, Indiana

P.O. Box 100  
Fort Wayne, IN**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines	1
Body -- number of lines	542
Tail -- number of lines	3
Total number of lines in notice	546

**COMPUTATION OF CHARGES**

546 lines, 1 columns wide equals 546 equivalent lines  
at .495 cents per line \$ 270.27

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) \$ 2.00

**TOTAL AMOUNT OF CLAIM** \$ 272.27

**DATA FOR COMPUTING COST**

Width of single column 12.5 ems  
Number of insertions 2  
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

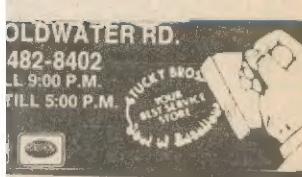
I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Larry Thompson*

Date: Mar. 13, 1989 Title: Clerk

SYSTEMS.

CERTIFIED  
WATER  
SPECIALIST  
Water Quality



Capacity  
ter Temperature  
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manent Press Cycle  
y Lid Lock

317

**PUBLISHER'S AFFIDAVIT**

State of Indiana )  
) ss:  
Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/he is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time \_\_\_\_\_, the dates of publication being as follows:

3/6, 13/89

*Larry Thompson*

Subscribed and sworn to before me this 13th day of Mar , 19 89

Shelley R. LaRue

Notary Public

My commission expires: March 3, 1990

*Shelley R. LaRue*

State of Indiana )

) ss:

Allen County )

Personally appeared before  
undersigned Larry  
she is Clerk

circulation printed and  
Fort Wayne, IN i

attached hereto is a  
2 time

Subscribed and sworn to

She 1

My commission expires:

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct.

#### DIVISION 4. ENFORCEMENT AND PENALTIES Sec. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weight-in. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route to proceed to any public or private scale available for the purpose of weighing said vehicle and determining compliance with this Ordinance.

#### Sec. 17-91. PENALTIES.

Every person convicted of a violation of this Article shall be punished by a fine of two hundred fifty dollars. (\$250.00) plus court costs.

#### DIVISION 5. REVIEW AND SEVERABILITY Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the proper City governmental authority upon completion of each leg of the new Fort Wayne Bypass and that Tillman Road, from Lafayette to the east city limits, will be reviewed on February 14, 1991, as City Truck Route.

#### Sec. 17-93. SEVERABILITY.

If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provision or terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full force and effect from its passage and any and all necessary approval by the Mayor, and its legal publication thereof.

Janet G. Bradbury  
COUNCILMEMBER

Read the third time in full and on motion by Long, seconded by Henry, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Seven  
Burns, GiaQuinta, Henry, Long, Redd, Schmidt, Talarico  
NAYS: Two  
Bradbury, Stier  
ABSENT: None  
ABSTAINED: None  
DATED: 2-14-89

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-34-89 on the 14th day of February, 1989.

ATTEST  
Sandra E. Kennedy  
City Clerk

SEAL  
Charles B. Redd  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

Paul Helmke  
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Special Ordinance No. S-34-89, passed by the Common Council on the 14th day of February, 1989, and that said Ordinance was duly assigned and approved by the Mayor on the 24th day of February, 1989, and now remains on file and on record in my office.

February, 1989, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. S-89-01-07 (as amended) Special Ordinance No. S-34-89 to-wit:

BILL NO. S-89-01-07  
(as amended)

#### SPECIAL ORDINANCE NO. S-34-89

AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending Chapter 17, Article IX, of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles".

WHEREAS, Article IX. of Chapter 17 of the Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX. of Chapter 17 is hereby repealed and replaced with a new Article IX. of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles" which includes the following language:

#### ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT DIVISION 1. BUSES

##### Sec. 17-77. Intercity buses - Routes.

Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide services only upon the routes as numbered and described in Schedule 15, maintained on file in the office of the Traffic Engineer.

##### Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer.

##### Sec. 17-79. Other city buses - Routes.

Any common carrier or passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier.

##### Sec. 17-80. Same - Loading zones.

Every common carrier or passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at either (1) loading zone from time to time only duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at such place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers.

##### Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause obstruction to the regular flow of traffic.

#### DIVISION 2. TRUCKS

##### Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Northrop Street

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Avenue

Clinton Street from Spy Run Avenue to Northrop Avenue

Northrop Street from Clinton Street to Coliseum Boulevard

Coliseum Boulevard from Northrop Street to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Washington Boulevard

Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard

Coliseum Boulevard from Washington Boulevard to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road

Lima Road from I-69 to Coliseum Boulevard

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to Paulding Road

Paulding Road from Lafayette Street to Baer Field Thruway

Baer Field Thruway from Paulding Road to Bluffton Road

Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway

Baer Field Thruway from Bluffton Road to Paulding Road

Paulding Road from Baer Field Thruway to Lafayette Street

Lafayette Street from Paulding Road to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

I-69 form Lima Road to north city limits

S.R. 3 - Southbound

VanBuren Street from Main Street to St. Mary's River

Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road

Covington Road from Jefferson Boulevard to Ardmore Avenue

Delman Road from Baer Road to west city limits

Engle Road from Bluffton Road to west city limits

Fernhill Avenue from Wells Street to Northrop Street

Illinois Road from west city limits to Jefferson Boulevard

Jefferson Boulevard from west city limits to Maumee Avenue

Lower Huntington Road from Tillman to west city limits

Main Street from Jefferson Boulevard to Lafayette Street

Maumee Avenue from Jefferson Boulevard to Washington Blvd.

New Haven Avenue from Wayne Trace to Coliseum Boulevard

Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits

Pontiac Street from Clinton Street to Coliseum Boulevard

Spring Street from Lindenwood Avenue to Leesburg Road

East State Boulevard from east city limits to Clinton Street

West State Boulevard from west city limits to Wells Street

St. Joe Center Road from Washington Center Road to east city limits

Superior Street from Sherman Street to Lafayette Street

Taylor Street from Jefferson Boulevard to Broadway

Tillman Road from Lower Huntington Road to east city limits

Washington Boulevard from east city limits to Jefferson Boulevard

Washington Center Road from west city limits to St. Joe Washington Center Road

Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(1) Trucks originating outside the County,

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first

destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(c) Deviating truck. A truck which leaves and departs from a truck route while travelling inside the City.

(d) Person. Any person, firm, partnership, association, corporation, company or organization of

Fort Wayne Common Council  
(Governmental Unit)

The News-Sentinel

Dr.

Allen County, Indiana

P.O. Box 100  
Fort Wayne, IN

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines	1
Body -- number of lines	542
Tail -- number of lines	3
Total number of lines in notice	546

## COMPUTATION OF CHARGES

546 lines, 1 columns wide equals 546 equivalent lines  
at .495 cents per line \$ 270.27

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 2.00

**TOTAL AMOUNT OF CLAIM** \$ 272.27

## DATA FOR COMPUTING COST

Width of single column 12.5 ems  
Number of insertions 2  
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Larry Thompson*

Date: Mar. 13, 1989 Title: Clerk

ATION SYSTEMS.



5601 COLDWATER RD.  
482-8402  
OPEN TILL 9:00 P.M.  
& SUN. TILL 5:00 P.M.

LUCKY BROS.  
FRESH MEAT  
SEAFOOD  
STeAK

**WASHER**

large Capacity  
Water Temperature  
selections  
Permanent Press Cycle  
Safety Lid Lock

JULY  
**\$317**

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/she is Clerk of the The News-Sentinel, newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time \_\_\_\_\_, the dates of publication being as follows:

3/6, 13/89

*Larry Thompson*

Subscribed and sworn to before me this 13th day of Mar, 1989.

*Shelley R. LaRue*  
Shelley R. LaRue Notary Public

y commission expires: March 3, 1990

This is hereby given on the 14th day of January, 1989, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. S-89-01-07 (as amended) Special Finance No. S-34-89 to wit:

BILL NO. S-89-01-07

(as amended)

**SPECIAL ORDINANCE NO. S-34-89**

ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending Chapter 17, Article IX, the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles".

WHEREAS, Article IX. of Chapter 17 of the Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX. of Chapter 17 is hereby repealed and replaced with a new Article IX. after 17 of the Municipal Code of the City of Fort Wayne, Indiana entitled "Buses, Trucks and other Heavy Vehicles" which includes the following:

**ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY EQUIPMENT**

**DIVISION 1. BUSES**

**Sec. 17-77. Intercity buses - Routes.**

Any intercity common carrier or passenger vehicles, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide routes only upon the routes as numbered and scribed in Schedule 15, maintained on file in the office of the Traffic Engineer.

**Sec. 17-78. Same - Loading zones.**

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer.

**Sec. 17-79. Other city buses - Routes.**

Any common carrier or passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier.

**Sec. 17-80. Same - Loading zones.**

Every common carrier or passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at the (1) loading zone from time to time only duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at which place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers.

Sec. 17-81. Restrictions on loading and unloading areas.

No common or contract carrier or passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic.

**DIVISION 2. TRUCKS**

**Sec. 17-82. Definitions.**

For the purpose of this ordinance, the following terms, phrases and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(a) "City" is the City of Fort Wayne.

(b) "County" is Allen County, Indiana.

(c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the city.

(d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 10,000 pounds.

(f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.

(g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen as residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

**Sec. 17-83. Application of Regulation.**

All trucks within the City shall be operated only over and along the truck routes herein established and on other designated streets over which truck travel is permitted, and shall be driven over the shortest practical route upon such routes and designated streets.

(1) Exceptions. This Ordinance shall not prohibit:

(a) The deviation of a truck from a designated truck route as provided for in section 17-85 of this ordinance.

(b) The deviation of a truck from a designated truck route providing the truck:

1. has an origination point not on a designated truck route; and

2. proceeds from its place of origination along the most direct path to a designated truck route in accordance with the terms of this ordinance.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public Utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material supplier, while engaged in the repair, maintenance or construction of streets, street improvements, or public utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street of which such detour is established, whether by reason or an emergency, said detour is temporary,

Lima Road from I-69 to Coliseum Boulevard

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

U. S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Northrop Street

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to south city limits

U. S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Avenue

Clinton Street from Spy Run Avenue to Northrop Avenue

Northrop Street from Clinton Street to Coliseum Boulevard

Coliseum Boulevard from Northrop Street to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

U. S. 24 - U. S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard

Coliseum Boulevard from Goshen Road to Washington Boulevard

Washington Boulevard from Coliseum Boulevard to east city limits

U. S. 24 - U. S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard

Coliseum Boulevard from Washington Boulevard to Goshen Road

Goshen Road from Coliseum Boulevard to I-69

S.R. 1 Southbound

I-69 from north city limits to Lima Road

Lima Road from I-69 to Coliseum Boulevard

Northrop Street from Coliseum Boulevard to Clinton Street

Clinton Street from Northrop Street to Lafayette Street

Lafayette Street from Clinton Street to Paulding Road

Paulding Road from Lafayette Street to Baer Field Thruway

Baer Field Thruway from Paulding Road to Bluffton Road

Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway

Baer Field Thruway from Bluffton Road to Paulding Road

Paulding Road from Baer Field Thruway to Lafayette Street

Lafayette Street from Paulding Road to Spy Run Avenue

Spy Run Avenue from Lafayette Street to Clinton Street

Clinton Street from Spy Run Avenue to Northrop Street

Northrop Street from Clinton Street to Coliseum Boulevard

Lima Road from Coliseum Boulevard to I-69

I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stellhorn Road

Stellhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue

Crescent Avenue from Stellhorn Road to Coliseum Boulevard

(2) Outside Origin; Outside Destination (Thru Trucks).

All trucks entering the City from a point of origin outside the County for destination points outside the County (Thru Trucks) shall operate only over the designated Thru Truck Routes (State Truck Routes).

(b) Designated streets for truck use.

(1) In addition to those streets in the City constituting a part of a Thru Truck Route (State Truck Route) as established in section (a) herein, the following are designated City Truck Routes:

**CITY STREETS - CITY TRUCK ROUTES**

North - South Streets

South Anthony Boulevard from Washington Boulevard to Pontiac Street

South Anthony Boulevard from U.S. 27 to Paulding Road

Ardmore Avenue from Lower Huntington Road to Taylor Street

Baer Road from Baer Field Thruway to Lower Huntington Road

Bluffton Road from south city limits to Brooklyn Avenue

Broadway from Taylor Street to Main Street

Brooklyn Avenue from Bluffton Road to Taylor Street

Catalpa Street from Taylor Street to Jefferson Boulevard

Clinton Street from Northrop Street to north city limits

Coldwater Road from Clinton Street to north city limits

VanBuren Street from Main Street to St. Mary's River

Wells Street from Superior Street to Fernhill Avenue

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road

Covington Road from Jefferson Boulevard to Ardmore Avenue

Dalman Road from Baer Road to west city limits

Engle Road from Bluffton Road to west city limits

Fernhill Avenue from Wells Street to Northrop Street

Illinois Road from west city limits to Jefferson Boulevard

Jefferson Boulevard from west city limits to Maumee Avenue

Lower Huntington Road from Tilman to west city limits

Main Street from Jefferson Boulevard to Lafayette Street

Maumee Avenue from Jefferson Boulevard to Washington Blvd.

New Haven Avenue from Wayne Trace to Coliseum Boulevard

Nuttman Avenue from Ardmore to Freeman

Paulding Road from Lafayette Street to east city limits

Pontiac Street from Clinton Street to Coliseum Boulevard

Spring Street from Lindenwood Avenue to Leesburg Road

East State Boulevard from east city limits to Clinton Street

West State Boulevard from west city limits to Wells Street

St. Joe Center Road from Washington Center Road to east city limits

Superior Street from Sherman Street to Lafayette Street

Taylor Street from Jefferson Boulevard to Broadway

Tillman Road from Lower Huntington Road to east city limits

Washington Boulevard from east city limits to Jefferson Boulevard

Washington Center Road from west city limits to St. Joe Washington Center Road

Wayne Trace from Anthony Boulevard to Hessen Cassel Road

(2) All trucks operating within the City other than over Thru Truck Routes (State Truck Routes) shall only operate on the designated streets for truck use (City Truck Routes) established in this section.

Sec. 17-85. Truck traffic in the City.

(a) One inside destination point. All trucks entering the County for a destination point in the City shall proceed only over an established Thru Truck Route (State Truck Route), and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination.

Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) by using the City Truck Route(s) which are consistent with the truck's next destination.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established Thru Truck Routes (State Truck Routes) and shall deviate from said Thru Truck Route only at the intersection with the City Truck Route which shall allow a truck to travel in the most direct path along such City Truck Route(s) which are consistent with the direction of the truck's destination; and shall proceed upon said City Truck Route in the most direct path to its first point of destination. Said truck shall deviate from the City Truck Route at the nearest point to its destination. Upon leaving the first destination point a deviating truck shall proceed to other destination points by using the nearest City Truck Route which allows said deviating truck to proceed in the direction of its next destination point. Upon leaving the last destination point, a deviating truck shall return to a City Truck Route by the most direct route, and then proceed to return to a Thru Truck Route (State Truck Route) at its nearest intersection to the City Truck Route upon which it is operating so as to proceed upon such City Truck Route and Thru Truck Route over than the shortest possible route to its next destination.

(2) Trucks originating inside the County.

Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over a Thru Truck Route (State Truck Route), or on a City Truck Route.

(3) Trucks originating inside the County.

Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over Thru Truck Routes (State Truck Routes) or over City Truck Routes.

Sec. 17-86. Truck loads causing litter.

No person shall drive or move away any truck or other vehicle within the City unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place;

nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind.

Sec. 17-87. Truck parking restrictions.

The driver of a vehicle with an overall length of more

than twenty (20) feet, or with an overall width of more

than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or ally or driveway in an

residential district in the city, except temporarily while

actually engaged in loading or unloading freight or

other materials or from such vehicle, nor shall any

truck, tractor, farm tractor, road tractor, semi-trailer,

(b) When signs are erected pursuant to this in a conspicuous place at the end of the structure indicating the gross weight allowed on any bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct the gross weight of such vehicle is greater than the allowed on such bridge, causeway or viaduct.

DIVISION 4. ENFORCEMENT AND PENAL SEC. 17-90. Enforcement.

(a) Traffic Engineer. The Traffic Engineer keep and maintain accurate maps setting out routes; the maps shall be kept on filed in the office of the traffic engineer and shall be available to the public.

(b) Weight-In. The Chief of Police shall have authority to require any person driving or in company with any commercial vehicle not proceeding on a truck route to proceed to any public or private available for the purpose of weighing said vehicle.

Sec. 17-91. PENALTIES.

Every person convicted of a violation of this shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court costs.

DIVISION 5. REVIEW AND SEVERABILITY

Section 17-92. REVIEW OF ARTICLE IX.

Article IX shall be completely reviewed by the City governmental authority upon completion of the new Fort Wayne Bypass and that the Road, from Lafayette to the east city limits, reviewed on February 14, 1991, as City

Sec. 17-93. SEVERABILITY.

If any provision or term of this chapter, application thereof, is held invalid, the invalidity shall not affect other applications of the provision or of this chapter which reasonably can be given without the invalid provision or term for the application thereof.

SECTION 2. That this Ordinance shall be in full effect and from its passage and any and all necessary approval by the Mayor, and its legal publication.

Janet G. Br

COUNCILME

Read the third time in full and on motion by seconded by Henry, and duly adopted, placed in the record.

PASSED by the following vote:

AYES: Seven

Burns, GiaQuinta, Henry, Long, Redd, Sc

Talarico

NAYS: Two

Bradbury, Stier

ABSENT: None

ABSTAINED: None

DATED: 2-14-89

Sandra E. Ke

City Clerk

Charles B

Presiding

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of February, 1989, at the hour of 2:30 o'clock P.M., E.S.T.

Sandra E. Ke

Cit

Approved and signed by me this 24th day of February, 1989, at the hour of 3:10 o'clock P.M., E.S.T.

Paul H

I, The Clerk of the City of Fort Wayne, Indiana, hereby certify that the above and foregoing is true and complete copy of Special Ordinance S-34-89, passed by the Common Council on the 14th day of February, 1989, and that said Ordinance duly approved and approved by the Mayor on the 14th day of February, 1989, and now remains on file record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of February, 1989.

Sandra E. Ke

Cit

SEAL

3-6-13